

ESTTA Tracking number: **ESTTA698897**

Filing date: **09/29/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92061144
Party	Plaintiff 451 Marketing, LLC
Correspondence Address	SCOTT I WOLF SCHOLSSBERG LLC 35 BRAINTREE HILL OFFICE PARK SUITE 204 BRAINTREE, MA 02184 UNITED STATES swolf@sabusinesslaw.com, bdobush@sabusinesslaw.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Scott I. Wolf
Filer's e-mail	swolf@sabusinesslaw.com
Signature	/scott ian wolf/
Date	09/29/2015
Attachments	Motion to Suspend - Spark451.pdf(160993 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

451 Marketing, LLC	}	MOTION TO SUSPEND
	}	PROCEEDING
Petitioner,	}	
	}	
v.	}	Registration No. 4465019
	}	Mark: Spark451
	}	Filing Date: February 8, 2013
	}	Registration Date: January 14, 2014
	}	
	}	Cancellation No. 92061144
Spark451 Inc.	}	
Registrant.	}	
	}	
	}	

ASSENTED TO MOTION TO SUSPEND

Petitioner, 451 Marketing, LLC, a Massachusetts limited liability company with a principal business address of 100 North Washington Street, Boston, MA 02114, moves the Trademark Trial and Appeal Board to suspend the above referenced matter until such time as the refusal to register the applied for mark has been vacated.

As grounds therefor, Petitioner states that it has entered into a Co-Existence and Consent Agreement with Spark451, Inc. relative to the use of Petitioner's mark, and the Registrant has agreed to file documentation agreeing to the allowance of Petitioner's mark. It will take several weeks for the documentation to be processed, and the Petitioner will, pursuant to the agreement with Registrant, withdraw its petition once the Registrant's mark is no longer grounds for refusal. Registrant, by virtue of executing the Co-Existence and Consent Agreement, has assented to this motion.

NOW WHEREFORE, the Petitioner respectfully requests that this Petition be suspended for an additional ninety (90) days.

Respectfully submitted,
451 Marketing, LLC
By its attorneys

/Scott I. Wolf/
Scott I. Wolf (BBO# 630517)
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Date: September 29, 2015

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on September 29, 2015, I caused a true and correct copy of the foregoing Motion to Suspend Proceeding to be sent via email to Registrant's counsel, Susan Weller, at SWeller@mintz.com.

/Scott I. Wolf/

Scott I. Wolf